

IN THE CLAIM

Please cancel Claims 1, 2, 9, 12 to 14, and 19, without prejudice or disclaimer of the subject matter thereof, and add amend claims 3, 7, 8, 10, 15 and 16. The amendment of the claim is just the element "fixed block" is changed as "pivotal block" which has described in above amendment of the specification. The claims 4 to 7, 11, 16, 17 and 18 are remained as the original claims. Thereby, it is assured that the new claims are based on the original claim and specification and thus no new matter is added. The relation of the new claims with respect to the original claims are shown in the following REMARK, Examiners can read the claims more easily from the REMARK.

LIST OF CLAIMS:

Claims 1 to 2 (Cancelled)

Claim 3. (Currently Amended) A tool box, comprising: a base; a top cover pivotally mounted on the base; a receiving rack pivotally mounted in the base for receiving a plurality of hand tools; and a driving lever pivotally mounted in the base and having a first end connected to and driven by the top cover and a second end connected to the receiving rack for moving the receiving rack;

wherein the receiving rack includes a pivotal ~~fixed~~ block pivotally mounted in the base, and a movable block pivotally mounted on the pivotal ~~fixed~~ block; and

wherein the base has two sides each formed with a through hole, the top cover has two sides each formed with a driving hole, the first end of the driving lever is formed with a driven hole, the pivotal ~~fixed~~ block of the receiving rack has two sides each formed with a through hole, and the tool box further comprises two pivot shafts each extended through the

respective through hole of the base, the respective driving hole of the top cover and the respective through hole of the pivotal ~~fixed~~ block of the receiving rack, and the driven hole of the driving lever is secured on one of the two pivot shafts, so that when the top cover is pivoted relative to the base, each of the two pivot shafts is rotated by the respective driving hole of the top cover to rotate the driven hole of the driving lever so as to rotate the driving lever.

Claim 4. (Original) The tool box in accordance with claim 3, wherein the driving hole of the top cover has an oblong shape.

Claim 5. (Original) The tool box in accordance with claim 3, wherein the driven hole of the driving lever has an oblong shape.

Claim 6. (Original) The tool box in accordance with claim 3, wherein each of the two pivot shafts has an oblong shape.

Claim 7. (Currently Amended) The tool box in accordance with claim 3, wherein each of the two pivot shafts has a first end formed with an enlarged head rested on a wall of the respective through hole of the base and a bifurcated second end formed with two flexible locking hooks each rested on a wall of the respective through hole of the pivotal ~~fixed~~ block of the receiving rack.

Claim 8. (Currently Amended) A tool box, comprising: a base; a top cover pivotally mounted on the base; a receiving rack pivotally mounted in the base for receiving a plurality of hand tools; and a driving lever pivotally mounted in the base and having a first end connected to and driven by the top cover and a second end connected to the receiving rack for moving the receiving rack;

wherein the receiving rack includes a pivotal ~~fixed~~ block pivotally mounted in the base, and a movable block pivotally mounted on the pivotal ~~fixed~~ block; and

wherein the pivotal ~~fixed~~ block of the receiving rack has a top

provided with an arc-shaped elastic plate, and the movable block of the receiving rack has a bottom provided with an arc-shaped elastic plate rested on the elastic plate of the pivotal ~~fixed~~ block of the receiving rack.

Claim 9 (Cancelled)

Claim 10. (Currently Amended) A tool box, comprising: a base; a top cover pivotally mounted on the base; a receiving rack pivotally mounted in the base for receiving a plurality of hand tools; and a driving lever pivotally mounted in the base and having a first end connected to and driven by the top cover and a second end connected to the receiving rack for moving the receiving rack;

wherein the receiving rack includes a pivotal ~~fixed~~ block pivotally mounted in the base, and a movable block pivotally mounted on the pivotal ~~fixed~~ block; and

wherein the pivotal ~~fixed~~ block of the receiving rack has two sides each formed with a slide slot, the movable block of the receiving rack has two sides each formed with a slide slot aligning with the slide slot of the pivotal ~~fixed~~ block of the receiving rack, and the first end of the driving lever is formed with a stub slidable in the respective slide slot of the pivotal ~~fixed~~ block of the receiving rack and the respective slide slot of the movable block of the receiving rack.

Claim 11. (Original) The tool box in accordance with claim 10, wherein the slide slot of the movable block of the receiving rack has an upper limit, and the stub of the driving lever is rested on the upper limit of the respective slide slot of the movable block of the receiving rack.

Claims 12 to 14 (Cancelled)

Claim 15. (Currently Amended) The tool box in accordance with claim 10, wherein when the top cover is parallel with the base, the stub of the driving lever is received in the respective slide slot of the pivotal ~~fixed~~ block of the receiving rack.

Claim 16. (Currently Amended) The tool box in accordance with claim 10, wherein when the top cover is rotated relative to the base, the stub of each of the driving lever is slidable in the respective slide slot of the pivotal ~~fixed~~ block of the receiving rack and the respective slide slot of the movable block of the receiving rack.

Claim 17. (Original) The tool box in accordance with claim 11, wherein when the top cover is rotated relative to the base to a position where the included angle between the top cover and the base is about 45 degrees, the stub of the driving lever is rested on the upper limit of the respective slide slot of the movable block of the receiving rack.

Claim 18. (Original) The tool box in accordance with claim 10, wherein when the top cover is rotated relative to the base to a position where the included angle between the top cover and the base is about 90 degrees, the receiving rack is moved by the stub of the driving lever to a position where the included angle between the receiving rack and the base is about 45 degrees.

Claim 19. (Cancelled)